



Image 1645

PTO/SB/21 (08-03)

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)		Application Number	09/927,884
		Filing Date	August 10, 2001
		First Named Inventor	Gary VAN NEST
		Art Unit	1645
		Examiner Name	M. Navarro
Total Number of Pages in This Submission	17	Attorney Docket Number	377882001720

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment/Reply in 16 pages.  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Postcard.
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MORRISON & FOERSTER LLP (Customer No. 25,225) Karen R. Zachow - 46,332
Signature	
Date	March 12, 2004

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Dated: 3/12/04 Signature: (Signature)  
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Docket No.: 377882001720  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Gary VAN NEST, et al.

Application No.: 09/927,884

Confirmation No.: 5141

Filed: August 10, 2001

Art Unit: 1645

For: IMMUNOMODULATORY FORMULATIONS  
AND METHODS FOR USE THEREOF

Examiner: M. Navarro

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111**

MS Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated January 5, 2004 in connection with the above-identified application. A response to this action is due on or before April 5, 2004. Accordingly, this response is timely filed.

Applicants have given careful consideration to the grounds for rejection and objection. The following amendments and remarks are believed to place this application in condition for allowance, which is respectfully requested.